

Ryan Woodson  
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Plaintiff *in pro per*

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF TEXAS**

RYAN WOODSON, an individual,	)	Case No. 3:25-cv-01748-G-BT
	)	
Plaintiff,	)	<b>PLAINTIFF RYAN WOODSON'S</b>
	)	<b>OPPOSITION TO DEFENDANT</b>
v.	)	<b>AMAZON SERVICES LLC'S</b>
	)	<b>MOTION TO DISMISS PLAINTIFF'S</b>
JEFFREY WOODSON, an	)	<b>COMPLAINT</b>
individual; KATHERINE	)	
WOODSON, an individual; GAYLE	)	
MORRIS, an individual; CITY OF	)	
DALLAS; DALLAS POLICE	)	
DEPARTMENT; MARIELLE	)	
LEMASTERS, an individual;	)	
WILLIAM LEMASTERS, an	)	
individual; DAVID LEE, an	)	
individual; EDGARDO GARCIA;	)	
DARYL BARCLAY; AMAZON	)	
SERVICES LLC; BDT CAPITAL	)	
PARTNERS LLC; MARRIOTT	)	
INTERNATIONAL, INC.; SNL	)	
ASSOCIATES, INC.; and DOES 1	)	
through 20, inclusive,	)	
	)	
Defendants.	)	
	)	

## MEMORANDUM OF POINTS AND AUTHORITIES

### **I. INTRODUCTION**

Plaintiff Ryan Woodson (“Plaintiff”) files this Opposition to Defendant Amazon Services LLC’s (Defendant” or “Amazon”) Motion to Dismiss Plaintiff’s Complaint (“Motion”). As set forth below, Plaintiff’s Complaint states a claim upon which relief can be granted against Amazon for Conspiracy, Fraud, and Negligence so Defendant’s Motion should be denied. Also, Amazon filed an Answer in state court before the case was removed so it is not permitted to file a Rule 12(b) Motion to Dismiss.

### **II. DEFENDANT ALREADY FILED AN ANSWER SO ITS MOTION IS NOT PERMITTED**

Rule 12(b) of the Federal Rules of Civil Procedure states:

(b) How to Present Defenses. Every defense to a claim for relief in any pleading must be asserted in the responsive pleading if one is required. But a party may assert the following defenses by motion:

- (1) lack of subject-matter jurisdiction;
- (2) lack of personal jurisdiction;
- (3) improper venue;
- (4) insufficient process;
- (5) insufficient service of process;
- (6) failure to state a claim upon which relief can be granted; and
- (7) failure to join a party under Rule 19 .

**A motion asserting any of these defenses must be made before pleading if a responsive pleading is allowed.** If a pleading sets out a claim for relief that does not require a responsive pleading, an opposing party may assert at trial any defense to that claim. No defense or objection is waived by joining it with one or more other defenses or objections in a responsive pleading or in a motion.

1 F.R.C.P 12(b) (Emphasis added).

2 Here, Defendant filed an Answer to Plaintiff's Complaint in state court so its Rule  
3 12(b) Motion to Dismiss is not permitted.

### 4 5 **III. FRAUD CAUSE OF ACTION**

6 There are six elements required to prove a fraud claim: (1) a material  
7 representation was made; (2) the representation was false; (3) when the representation  
8 was made, the speaker knew it was false or made it recklessly without any knowledge  
9 of the truth and as a positive assertion; (4) the representation was made with the  
10 intention that it be acted upon by the other party; (5) the party acted in reliance upon  
11 the representation; and (6) the party suffered damages. *Italian Cowboy Partners, Ltd.*  
12 *v. Prudential Ins. Co. of Am.*, 341 S.W.3d 323, 337 (Tex. 2011).

13 In Plaintiff's Complaint, he alleges that "AMAZON, these deliverymen and other  
14 workers, and these companies fraudulently concealed to PLAINTIFF that they were  
15 conspiring with Defendants to frame him for a crime, or at a minimum acted  
16 negligently. AMAZON also failed to exercise reasonable care in, *inter alia*, hiring these  
17 workers, training them, and supervising them." Compl., 34.

18 Furthermore, Plaintiff's Complaint alleges that "From March 2023 through the  
19 present, GARCIA and BARCLAY fraudulently concealed to PLAINTIFF that they  
20 were conspiring with JEFF WOODSON, KATHERINE WOODSON, MORRIS, and  
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1 others to intentionally refuse to investigate PLAINTIFF's multiple reports of attempted  
2 murder and crime framing.” *Id.*, 57.

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4 In addition, “From January 1, 2023 through the present in Dallas, Texas,  
5 employees of AMAZON who had authority to act and speak on its behalf fraudulently  
6 concealed to PLAINTIFF multiple times that it and its employees were conspiring with  
7  
8 JEFF WOODSON, KATHERINE WOODSON, MORRIS, and others to intentionally  
9 attempt to frame him for a crime.” *Id.*, 59.

10  
11 Also, Plaintiff alleged “JEFF WOODSON, KATHERINE WOODSON, MORRIS,  
12 GARCIA, BARCLAY, AMAZON, WHATABURGER, and MARRIOTT made all of  
13 these false statements and fraudulent concealments to PLAINTIFF, knew that the  
14 fraudulent statements representations him were false when they were made, they  
15 intended that PLAINTIFF rely on the fraudulent representations and fraudulent  
16 concealments, PLAINTIFF reasonably and justifiably relied on the fraudulent  
17 representations, PLAINTIFF suffered substantial harm, and PLAINTIFF’s reliance on  
18 the fraudulent representations was a substantial factor in causing him substantial harm.”  
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22 *Id.*, 63.

23  
24 Thus, Plaintiff sufficiently pleads the date, location, it occurred in-person, the  
25 fraudulent concealments, and the employees who fraudulently concealed the material  
26 information whose names will be ascertained through discovery. Further, Plaintiff can  
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28 amend his initial Complaint to add more factual support for his causes of action.

1 Consequently, Defendant's Motion should be denied.

2 **IV. NEGLIGENCE CAUSE OF ACTION**

3 Elements of a Negligence cause of action are: (1) Duty owed by defendant to  
4 plaintiff; (2) Breach of that duty; (3) Proximate cause of the plaintiff's damages by  
5 defendant's breach; and (4) Damages. *Rodriguez-Escobar v. Goss*, 392 S.W.3d 109,  
6 113 (Tex.. 2013). Duty is defined as the obligation to conform to a particular standard of  
7 conduct toward another, and is the threshold inquiry in a negligence cause of action. *CJ.*  
8 *Doe v. Boys Clubs of Greater Dallas, Inc.*, 868 S.W.2d 942, 948 (Tex. App.--Amarillo  
9 1994), *aff'd*, 907 S.W.2d 472 (Tex. 1995).

10 Here, Plaintiff clearly alleges that Defendant owed Plaintiff a duty to exercise  
11 reasonable care and breached its duty to him by acting negligently. Plaintiff's Complaint  
12 alleges JEFF WOODSON, KATHERINE WOODSON, MORRIS, LEMASTERS,  
13 WILLIAM LEMASTERS, LEE, AMAZON, WHATABURGER, MARRIOTT, and  
14 SNL (collectively "Negligent Defendants") owed PLAINTIFF a legal duty to exercise  
15 reasonable care in connection with their dealings with PLAINTIFF. The Negligent  
16 Defendants breached their legal duty to PLAINTIFF by negligently acting and  
17 conspiring to do the following." Compl., 63.

18 It further alleges "AMAZON negligently concealed to PLAINTIFF multiple times  
19 that it and its employees were conspiring with JEFF WOODSON, KATHERINE  
20 WOODSON, MORRIS, and others to intentionally attempt to frame him for a crime.  
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1 AMAZON breached its duty to PLAINTIFF to exercise reasonable care and refrain  
2 from acting negligently by failing to properly hire, train, and supervise its employees.”  
3 *Id.*, 67. Furthermore, Plaintiff sufficiently pleads that Defendant’s actions were the  
4 proximate cause of his damages. If granted leave to amend, Plaintiff could provide  
5 additional factual support for his cause of action.  
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7  
8 Accordingly, Plaintiff states a claim for Negligence upon which relief can be  
9 granted so Defendant’s Motion should be denied.  
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## 11 **V. CONSPIRACY CAUSE OF ACTION**

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13 There are five elements required to prove civil conspiracy: 1) a combination of  
14 two or more persons; 2) the persons seek to accomplish an object or course of action; 3)  
15 the persons reach a meeting of the minds on the object or course of action; 4) one or  
16 more unlawful, overt acts are taken in pursuance of the object or course of action; and 5)  
17 damages occur as a proximate result. *Tri v. J.T.T.*, 162 S.W.3d 552, 556 (Tex. 2005).  
18

19  
20 In Plaintiff’s Complaint, he alleges that:

21 52. Defendants conspired with each other and other individuals to follow, harass,  
22 stalk, frame, falsely imprison, cause severe emotional distress, assault, and attempt to  
23 kill PLAINTIFF in retaliation for his police reports, 911 calls, and other  
24 communications and acts regarding their drug dealing organizations. They met,  
25 communicated, and planned the conspiracy with the object or course of action to be  
26 follow, harass, stalk, frame, falsely imprison, cause severe emotional distress, assault,  
27 and attempt to kill PLAINTIFF.

28 53. Accordingly, Defendants are jointly and severally liable for all of the unlawful  
acts of their co-conspirators, including unnamed defendants, in furtherance of the  
conspiracy. This includes, but is not limited to, all of Defendants' co-conspirators who


1 were directed by Defendants to follow, harass, stalk, frame, falsely imprison, cause  
2 severe emotional distress, assault, and attempt to kill PLAINTIFF.

3 54. Defendants committed numerous unlawful, overt acts in furtherance of their  
4 conspiracy that proximately caused PLAINTIFF damages including, but not limited to,  
5 general and compensatory damages, punitive damages, damages to PLAINTIFF's body  
6 and physical health, attorneys' fees, fees and costs, and severe emotional distress and  
7 mental anguish.

8 Compl., 52-54.

9 Therefore, Plaintiff sufficiently pleads all the elements of conspiracy so  
10 Defendant's Motion should be denied.

11 DATED: August 23, 2025

12 \_\_\_\_\_/s/   
13 Ryan Woodson  
14 Plaintiff in pro per

**PROOF OF SERVICE**

I am employed in the County of Orange, State of California. I am over the age of 18 and not a party to the within action and my business address is 1516 17th Street, Costa Mesa, CA 92627. On August 18, 2025, I served the foregoing document described as:

**PLAINTIFF RYAN WOODSON'S OPPOSITION TO DEFENDANT AMAZON SERVICES LLC'S MOTION TO DISMISS PLAINTIFF'S COMPLAINT**

on the interested parties in this action by the method described below for each of the following named addressee(s) listed below:

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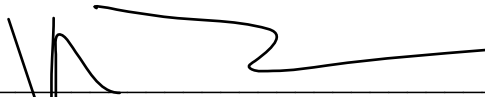
Dallas, TX 75230

Gaylemorris1@att.net

X BY EMAIL



1 I declare under penalty of perjury under the laws of the State of California, Texas,  
2 and federal law that the above is true and correct. Executed on August 18, 2025 at Costa  
3 Mesa, California.

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6 William Purcell  
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